

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Susai *et al.*

Application No.: 10/826,268

Confirmation No.: 9408

Filed: April 19, 2004

Art Unit: 2456

For: APPARATUS, METHOD AND COMPUTER
PROGRAM PRODUCT FOR GUARANTEED
CONTENT DELIVERY INCORPORATING
PUTTING A CLIENT ON-HOLD BASED ON
RESPONSE TIME

Examiner: J. H. Tran

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed more than three months after the U.S. filing date, OR more than three months after the date of entry of the national stage of a PCT application, AND after the mailing date of the first Office Action on the merits, whichever occurs first, but before the mailing date of a Final Office Action or Notice of Allowance (37 CFR 1.97(c)).

Copies of any cited foreign patent or non-patent literature documents not previously provided to the USPTO are enclosed herewith. Copies of non-patent literature documents

numbered C1 and C3-C5 were previously submitted to the USPTO in an IDS for application number 09/506,747, which is relied on for an earlier effective filing date under 35 U.S.C. § 120.

Additionally, the Applicant brings to the attention of the Examiner U.S. Patent application 09/506,747, now issued as patent No. 6,725,272.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that any patent, publication or other information referred to therein is “prior art” for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

Please charge our Deposit Account No. 03-1721 in the amount of \$180.00 covering the fee set forth in 37 CFR 1.17(p). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 03-1721, under Order No. 2006579-0472.

Dated: June 26, 2009

Respectfully submitted,

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